

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Czaja, et al.**Serial No.: **09/783,729**Group Art Unit: **2663**  
Confirmation No.: **2916**Filed: **February 13, 2001**Examiner: **Christine Y. Ng**For: **Method and Apparatus for Controlling Forward Link Power During an Intergenerational Soft Handoff in a CDMA Communication System**

In accordance with 37 C.F.R. 1.8, I, Barbara S. Kelly, hereby certify that this correspondence and all its attachments are being deposited on **Wednesday, October 27, 2004** with the U.S. Postal Service with sufficient postage as First Class mail in an envelope addressed to: Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


  
Barbara S. Kelly

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

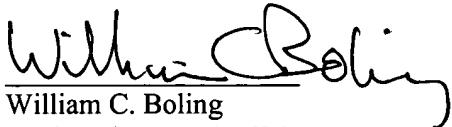
Sir:

**AMENDMENT TRANSMITTAL LETTER**

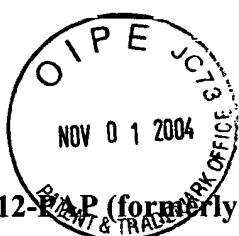
Transmitted herewith is a First Amendment (in 8 pages) to an Office Action issued 07/28/04 in regard to the above-identified application. Also enclosed is the following:

- (XX) A Photocopy of a Previously-Filed Change of Correspondence Address, 1 page.
- (XX) The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR 1.16 including fees for presentation of extra claims and additional patent application processing fees under 37 CFR 1.17 and under 37 CFR 1.20(d) to Deposit Account No. 50-0490.

Date: 10/27/2004  
October 27, 2004


  
William C. Boling  
Registration No. 41,625

JAQUEZ & ASSOCIATES  
6265 Greenwich Drive, Suite 100D  
San Diego, CA 92122  
(858) 453-2004 (voice)  
(858) 453-1280 (facsimile)



VIA-012-PAP (formerly LSI-001-PAP)

Reply Date: October 27, 2004  
Reply to Office Action of July 28, 2004

In re application of: Czaja, et al.

Serial No.: 09/783,729

Group Art Unit: 2663  
Confirmation No.: 2916

Filed: February 13, 2001

Examiner: Christine Y Ng

For: Method and Apparatus for Controlling Forward Link Power During an Intergenerational Soft Handoff in a CDMA Communication System

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Barbara S. Kelly

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Commissioner of Patents  
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Alexandria, VA 22313-1450

#### FIRST AMENDMENT

Dear Sir:

This paper timely responds to an Office Action mailed July 28, 2004 ("the current Office Action") in respect of the subject application. No excess claim fees are due, and no fee calculation sheet attached, because the same or fewer independent as well as total claims remain after entry of the present amendment. Please amend the claims as indicated below, and consider the subsequent remarks.

**Amendment to the Claims** are reflected in the listing of claims which begin on page 2 of this paper.

**Remarks** begin on page 7 of this paper.